



# Journal of the Senate

Number 13

Thursday, April 21, 1977

The Senate was called to order by Senator Dunn at 8:30 a.m. for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

## INTRODUCTION

By Senator Trask—

SB 824—A bill to be entitled An act relating to claims for workmen's or unemployment compensation; amending s. 440.25 (2), Florida Statutes; requiring that notice of workmen's compensation claims be sent by certified mail, return receipt requested, to any employer or other interested party other than the claimant; amending s. 443.07(3), Florida Statutes; requiring the claimant, his most recent employing unit, and all employers whose accounts would be charged with benefits pursuant to a determination of an unemployment compensation claim, to be notified by certified mail, return receipt requested, of such determination; amending s. 440.34(1), (2), Florida Statutes; providing that the prevailing party in the prosecution of a workmen's compensation claim receive attorney's fees and costs of such claim; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Trask and Skinner—

SB 825—A bill to be entitled An act relating to throwing or flashing of lights on private property; prohibiting the throwing or flashing, from a public road outside of an incorporated municipality, of the light of any portable lamp exceeding a specified intensity on certain private property; providing exceptions; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Trask—

SB 826—A bill to be entitled An act relating to osteopathic physicians and surgeons; adding paragraph (r) to s. 459.14(2), Florida Statutes, providing that patient solicitation is grounds for revocation, suspension, or other similar action relating to licensing; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce; and Economic, Community and Consumer Affairs.

By Senator Gordon—

SB 827—A bill to be entitled An act relating to child abuse; adding paragraphs (f) and (g) to s. 827.07(1), Florida Statutes, 1976 Supplement, amending subsections (1)(b), (2), (4), (6), (7), (9) and (11) thereof and adding two new subsections thereto; providing definitions; authorizing the courts to order medical services by a licensed physician or treatment by a duly accredited practitioner under certain circumstances; providing for immunity from criminal prosecutions to licensed physicians offering such services; requiring certain reports to be made to the Department of Health and Rehabilitative Services; requiring certain persons to report the death of a child resulting from abuse; excluding autopsy reports from confidentiality requirements; providing for the taking of photographs; providing for the taking of x-rays at the county's expense to be reimbursed by the parent, guardian or custodian; providing that photo-

graphs and reports on x-rays shall be sent to the department; providing for the taking of a child into protective custody; providing for confidentiality of certain records; creating a method for classifying reports of child abuse; providing for expunction of unfounded and indicated reports; providing immunity to persons taking photographs and x-rays of suspected abused children and persons taking children into custody; providing education and training for appropriate persons; providing penalties for failure to report and for preventing another from reporting; providing a criminal, rather than a civil, penalty for willful or knowing publication or disclosure of certain confidential information; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Judiciary-Criminal, and Commerce.

By Senator Jon Thomas—

SB 828—A bill to be entitled An act relating to the Department of Natural Resources; amending s. 20.25(2), Florida Statutes, and adding subsections (25) and (26) to said section; creating two new divisions within the Department of Natural Resources; transferring the powers, duties and functions of the Department of Administration relating to state planning to the Department of Natural Resources; transferring the Department of Environmental Regulation to the Department of Natural Resources; providing for a hearing before the Governor and Cabinet; authorizing the Department of Natural Resources to present its recommendations for statutory change and reorganization to the Legislature at the regular session of 1979; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Appropriations.

By Senator Wilson—

SB 829—A bill to be entitled An act relating to homestead tax exemptions; amending s. 196.101(2), Florida Statutes, 1976 Supplement; providing that any real estate used and owned as a homestead by a bed- or house-confined totally and permanently disabled person who in the opinion of two licensed physicians requires substantial custodial care, be exempt from taxation; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Finance, Taxation and Claims.

By Senator Gordon—

SB 830—A bill to be entitled An act relating to the State Board of Medical Examiners; amending s. 458.01, Florida Statutes; requiring the appointment of two registered nurses to said board; amending s. 458.02(1), Florida Statutes; specifying qualifications of appointees to the board; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Governmental Operations.

By Senator Gordon—

SB 831—A bill to be entitled An act relating to the new capitol; providing for a plaque to be placed in the lobby thereof; providing for inscription on plaque; providing an effective date.

—was read the first time by title and referred to the Committee on Rules and Calendar.

SR 832 was introduced out of order and adopted April 15.

By Senator Gordon—

SB 833—A bill to be entitled An act relating to beach and shore preservation; amending s. 161.091(1)(a)-(c), Florida Statutes, and adding a paragraph; authorizing the Department of Natural Resources to pay up to 75 percent of specified types of erosion control project costs; removing requirements that local interests pay at least 25 percent of the costs of such projects; authorizing the department to pay up to 75 or 100 percent of certain additional costs relating to navigation channel or dredging projects; authorizing the department to pay the full cost of certain erosion control research; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Appropriations.

By Senator Gordon—

SB 834—A bill to be entitled An act relating to the Florida State Board of Nursing; amending s. 464.031, Florida Statutes; providing for the appointment of two licensed physicians to the state board; renumbering s. 464.041(3), (4), Florida Statutes, and adding a new subsection (3) to said section; providing for qualifications, terms and removal of the licensed physicians from the board; amending s. 464.051(1), Florida Statutes; prescribing a quorum for said board; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Governmental Operations.

By Senator Gordon—

SB 835—A bill to be entitled An act relating to the death penalty; amending s. 775.082(1), (2), Florida Statutes; abolishing the death penalty; providing for reduction of existing death sentences to life imprisonment; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal; Corrections, Probation and Parole; and Governmental Operations.

By Senator Gordon—

SB 836—A bill to be entitled An act relating to sheriffs; amending s. 30.24, Florida Statutes; exempting travel by sheriffs, who are required to go out of this state to bring back a prisoner, from the provisions of s. 112.061, Florida Statutes; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Barron—

SB 837—A bill to be entitled An act relating to medical malpractice liability and proceedings; reenacting s. 768.44(1)(a), Florida Statutes, 1976 Supplement, relating to the filing of claims against practitioners; reenacting and amending s. 768.50, Florida Statutes, 1976 Supplement, relating to indemnification from collateral sources; reenacting and amending s. 768.45, Florida Statutes, 1976 Supplement, relating to medical negligence of a health care provider and standards of recovery therefor; reenacting and amending s. 768.48, Florida Statutes, 1976 Supplement, which provides that verdicts in cases of medical malpractice shall be itemized in specified categories; reenacting and amending s. 768.51, Florida Statutes, 1976 Supplement, relating to alternative methods of payment with respect to claims against health care providers; reenacting s. 768.49, Florida Statutes, 1976 Supplement, relating to procedures with respect to recoveries for damages in cases where the award is clearly excessive or inadequate; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By the Committee on Transportation—

SB 838—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.131(3), Florida Statutes, relating to uniform traffic control signals and devices; extending the mandatory compliance date with respect to traffic control

signals purchased prior to January 1, 1972 to January 1, 1980; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senators W. D. Childers and Tobiassen—

SB 839—A bill to be entitled An act relating to public employee's collective bargaining; amending s. 447.303, Florida Statutes; removing the provision which allows reasonable costs of payroll deductions of dues and assessments for employee organizations to be a proper subject of collective bargaining; eliminating the requirement that the deduction be in force during the term of the collective bargaining agreement; providing an effective date.

—was read the first time by title and referred to the Committee on Personnel, Retirement and Collective Bargaining.

By Senators W. D. Childers, Holloway, Tobiassen and Poston—

SB 840—A bill to be entitled An act relating to factory-built housing; amending ss. 553.36(12), 553.37(8), Florida Statutes; redefining department; permitting the Department of Business Regulation to delegate enforcement and inspection authority to certain agencies; repealing s. 553.38(2), Florida Statutes, which subsection creates Factory-built Housing Council; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; Commerce; and Appropriations.

By Senators Poston and Myers—

SB 841—A bill to be entitled An act relating to transportation; creating ss. 339.40-339.48, Florida Statutes, providing state technical and financial assistance to local communities for planning, development, and construction of mass transportation facilities and services; providing a short title, legislative intent, and definitions; providing responsibilities of the Department of Transportation; requiring a statewide plan for mass transportation facilities; authorizing the department to receive federal aid; authorizing the department to participate in studies and demonstration projects in concert with local governments and transit agencies; providing for aid and funding for mass transportation projects and providing procedures therefor; providing for contracts between the department and receiving agencies; providing the department with the rule making authority; providing local authority provisions; providing that value capture, as defined, from public investment in transit is a public purpose; providing for severability; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Appropriations.

By Senator Hair—

SB 842—A bill to be entitled An act relating to child labor; providing definitions; specifying conditions under which minors may be employed; providing exemptions; requiring employment certificates prescribed by the Division of Labor of the Department of Commerce; prescribing minimum age for employment of minors; prohibiting hazardous employment except where the disability of nonage has been removed by marriage; requiring the division to promulgate rules specifying types of hazardous employment that are prohibited; providing hours and conditions of employment; providing duties of employers; providing for wages; providing for enforcement by the division and for related duties of sheriffs, state attorneys, law enforcement officers, district school superintendents and assistants, and principals; providing a penalty; providing for evidence of violations; providing for waiver of restrictions and other conditions of employment under certain circumstances; amending s. 232.08, Florida Statutes, relating to issuance of age certificates; amending s. 232.17(2)(f) and (g), Florida Statutes, relating to duties of attendance assistants with regard to child labor laws; deleting authority of school superintendents to cancel employment certificates; repealing part I of chapter 450, Florida Statutes, and s. 232.07, Florida Statutes, relating to child labor regulations; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Appropriations.

By Senator Skinner—

SB 843—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s. 370.153, Florida Statutes, providing for the regulation of shrimp fishing in Clay, Duval, Nassau, Putnam, Flagler, and St. Johns Counties; providing for shrimp cast netting permits, free of charge; providing regulations on live bait shrimp production; providing regulations on dead shrimp production; providing for noncommercial trawling on the St. Johns River under certain circumstances; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator Lewis (by request)—\*

SB 844—A bill to be entitled An act relating to pest control; adding s. 482.051(4), Florida Statutes; requiring the Department of Health and Rehabilitative Services to promulgate regulations relating to vehicles and trailers used in pest control and contracts for pest control services; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Spicola, Castor and McClain—

SB 845—A bill to be entitled An act relating to the West Coast Inland Navigation District, a special tax district of the State of Florida, composed of the counties of Pinellas, Hillsborough, Manatee, Sarasota, Charlotte and Lee; amending section 2, chapter 61-1590, Laws of Florida; providing for the withdrawal of counties as members of the district and for the retirement of contractual obligations of such counties; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Scarborough and Henderson—

SB 846—A bill to be entitled An act relating to persons acting as dispensing opticians; creating s. 484.025, Florida Statutes; amending s. 484.07, Florida Statutes; requiring persons acting as dispensing opticians who are employed by physicians to be licensed as dispensing opticians; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Scarborough and Henderson—

SB 847—A bill to be entitled An act relating to the performance of refractions by physicians and optometrists; creating s. 463.145, Florida Statutes; providing that any prescription presented to a patient after a refraction has been performed is the sole property of that patient; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Criminal.

By Senators MacKay, Barron and Ware—

SB 848—A bill to be entitled An act relating to title insurance; adding s. 624.509(5), Florida Statutes; providing for title insurance premium tax, rate and method of computation; amending s. 624.608, Florida Statutes; limiting title insurance to real property and contractual interests derived therefrom; providing a definition of transacting of title insurance; amending s. 626.9541(8)(c), Florida Statutes, 1976 Supplement; providing payment of commission to licensed title insurance agents; prohibiting title insurance agents from engaging in business under certain conditions; creating s. 627.7761, Florida Statutes; defining title insurer; creating s. 627.7762, Florida Statutes; defining title insurance agent; creating s. 627.7763, Florida Statutes; defining branch office; amending s. 627.781, Florida Statutes; defining gross premium rates; amending s. 627.782, Florida Statutes; providing procedure for promulgation of gross premium rates and for repeal upon promulgation of such rates, of s. 627.780, Florida Statutes, which relates to illegal dealings

in minimum risk rate premium; amending s. 627.784, Florida Statutes, relating to title searches and examinations; permitting title insurers to provide for insuring against loss from the last available record title evidence to the time of recording documents creating the estate to be insured; adding s. 627.786(3), Florida Statutes; requiring title insurer to assume certain liability as to fraud, dishonesty or misappropriation of funds or failure to comply with written closing instructions by its title insurance agents; creating s. 627.787, Florida Statutes; providing for conditions of appointment of agents by insurer and auditing of all forms; providing penalties; creating s. 627.788, Florida Statutes; providing for licensing of title insurance agents and providing for filing of surety bonds by agents with the Department of Insurance; providing for the exemption of attorneys from licensing and bonding provisions; creating s. 627.789, Florida Statutes; prohibiting personal or controlled insurance which directly or indirectly benefits the title insurer or title insurance agent; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Civil.

By Senator Tobiassen—

SB 849—A bill to be entitled An act relating to abandoned property; amending s. 705.18, Florida Statutes, to provide for the sale of personal property lost or abandoned on community college campuses and for the disposition of proceeds therefrom; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Dunn—

SB 850—A bill to be entitled An act relating to Volusia County; amending chapter 11272, Laws of Florida, 1925, as amended, renaming the Halifax Hospital District as the "Halifax Hospital Medical Center"; amending section 7 of chapter 11272, Laws of Florida, as amended, removing the limitation upon the interest rate on notes of the district and upon the total dollar amount which the district can borrow upon such notes; restricting the amount of such indebtedness to the amount of the district's current annual tax revenues; amending section 8(2) of chapter 11272, Laws of Florida, 1925, as amended, removing the limitation upon the rate of interest which bonds of the district may bear; amending sections 1 and 2 of chapter 59-1953, Laws of Florida, as amended, providing that the administrator and chief fiscal officer of the hospital center, rather than the board of commissioners of the district, the chairman thereof, and the administrator, are authorized to sign checks and warrants of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Vogt and Wilson—

SB 851—A bill to be entitled An act pertaining to Seminole County; repealing chapter 67-2072, Laws of Florida; which authorizes public officials of Seminole County to reproduce on a small scale, by photographic, microphotographic, photostatic, microphotostatic, or other process, any public records, court exhibits, or office records in their official custody; which prescribes the conditions under which such records shall be so reproduced to prescribe by whose authority the expenditure therefor shall be made; which provides for the verification, certification, storage, examination, and use of such reproductions; which provides that certified positive or negative reproductions shall be deemed the official original records for all purposes, and that certified copies thereof, or any enlarged portion thereof, shall be acceptable in any court; which authorizes the sale of copies of such reproductions; which provides that after the reproductions have been verified and certified the originals may be destroyed or otherwise disposed of; which provides that, with certain exceptions, public records, court exhibits, and office records which are considered to be worthless from a practical standpoint may be destroyed or otherwise disposed of without first reproducing them on a smaller scale if certain conditions are complied with; and which regulates the reproduction and the destruction of said records on a small scale; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Dunn, Zinkil, Jon Thomas, McClain, Spicola, Poston, Winn, Ware, MacKay, Myers, Williamson, Saylor, Scott, Hair, Scarborough, Skinner, Glisson, Trask, Johnston, Renick, Holloway, Firestone, Gorman, Plante and Gallen—

SB 852—A bill to be entitled An act relating to the judiciary; creating s. 38.24, Florida Statutes; providing annual base salary rates for judges of the state court system; repealing ss. 26.031 (2), 26.51, 34.024, 35.19, Florida Statutes, relating to salaries of judges; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Appropriations.

By Senator Graham—

SB 853—A bill to be entitled An act relating to public pension and retirement benefits for firemen; providing a presumption that certain diseases or health conditions of firemen are accidental and suffered in the line of duty for the purpose of determining pension and retirement benefits provided under state law, county ordinance, or municipal ordinance; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; Economic, Community and Consumer Affairs; and Appropriations.

By Senators Winn, Gordon, Firestone, Graham, Lewis, Myers, Renick, Zinkil, and Henderson—

SB 854—A bill to be entitled An act relating to horseracing; providing legislative intent; providing for a per race allowance for winter thoroughbred horseracing permittees; providing for a reduction in the taxes paid by winter thoroughbred permit holders; providing for a 17.6 percent commission to be withheld; providing for breakage tax, providing for an admissions tax; amending s. 550.081, Florida Statutes; extending the winter thoroughbred horseracing dates for three race tracks located within a 35 mile radius from 120 to 144 days and providing for the allocation of said dates to said tracks by the Board of Business Regulation; amending s. 550.261, Florida Statutes; providing for a payment of 4 percent of the current year's pari-mutuel handle to be made by each winter thoroughbred horse track for purses; providing for a summer racing purse allowance; amending s. 550.42, Florida Statutes; reducing the tax to be paid by summer thoroughbred permittees, providing a withheld commission of 17.6 percent; providing for a retention of the breakage tax by the summer permittee for breeders' awards; providing for an admissions tax; providing for the beginning and ending dates of summer thoroughbred horseracing; amending s. 550.37(5), Florida Statutes, 1976 Supplement; providing for a reduction in the tax for harness tracks, providing for a breakage tax, providing for an admissions tax; providing for harness racing purse allowance; requiring a sum of 4 percent of the current pari-mutuel handle be paid for purses by a harness track; amending s. 550.38, Florida Statutes; increasing the breeders' awards payable at winter and summer race tracks from 10 percent to 15 percent; providing restrictions and qualifications; amending s. 550.262(3), Florida Statutes; requiring an increase of breeders' awards at harness race meetings from 10 percent to 15 percent; providing restrictions and qualifications; providing a purse allowance for thoroughbred tracks with average daily handles of less than \$400,000; amending s. 550.161(1), Florida Statutes; restricting the amount of daily license fees to be paid by a thoroughbred track with a pari-mutuel handle of less than \$400,000; providing for a per race allowance for track operation expenses for thoroughbred tracks with a pari-mutuel handle less than \$400,000; repealing chapters 75-43 and 75-46, Laws of Florida, relating to thoroughbred horseracing and to harness horseracing; providing for severability; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senator Glisson—

SB 855—A bill to be entitled An act relating to Lake County; providing a limitation on the method of fixing millage; providing that the county commission, school board, municipalities, and taxing districts decrease the millage in proportion to the increase in general level of assessed valuation of property in years in which one or more classes of property are revalued; limiting increases in millage; providing further limitation for

emergencies; providing for verification of budgets and millage increases; providing for publication of notice of intended tax increases; specifying millages to be excluded from this act; requiring local taxing authorities to maintain millage necessary to participate in state funding programs; providing a referendum; providing an effective date.

—was read the first time by title and referred to the Committees on Finance, Taxation and Claims; and Rules and Calendar.

By Senators Spicola, Castor and McClain—

SB 856—A bill to be entitled An act relating to the West Coast Inland Navigation District, a special tax district of the State of Florida, composed of the counties of Pinellas, Hillsborough, Manatee, Sarasota, Charlotte, and Lee; amending section 2, chapter 61-1590, Laws of Florida; providing for the withdrawal of Hillsborough County as a member of the district and for the retirement of contractual obligations of Hillsborough County; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committees on Governmental Operations and Rules and Calendar.

By Senator Wilson—

SR 857—A resolution by the Senate of the State of Florida assenting to the ratification of the amendment to the United States Constitution proposed by the Congress of the United States, relative to equal rights for men and women.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senator Graham—

SB 858—A bill to be entitled An act relating to school volunteers; defining school volunteers; directing the State Board of Education to adopt rules authorizing district school boards to use school volunteers to provide certain instruction or to assist instructional staff members in the classroom; providing for qualification and training of school volunteers; extending the protection of law accorded to teachers to volunteers; providing for a district coordinator to recruit, train, and maintain volunteers; providing an effective date.

—was read the first time by title and referred to the Committees on Education; Finance, Taxation and Claims; and Appropriations.

By Senator Firestone—

SB 859—A bill to be entitled An act relating to the Division of Mass Transit Operations of the Department of Transportation; amending ss. 20.23(2), 330.261, 330.27(4), Florida Statutes; redesignating the division as the Division of Public Transportation Operations; repealing s. 20.23(3), Florida Statutes, an obsolete provision relating to the transfer of certain powers and duties to the division from the Division of Planning and Programming; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Governmental Operations.

By Senator Barron—

SB 860—A bill to be entitled An act relating to the administration of state lands by the Board of Trustees of the Internal Improvement Trust Fund; adding s. 253.03(10), Florida Statutes; authorizing the board to adopt rules including rules which may provide for the assessment and collection of reasonable fees; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senator Tobiasen—

SB 861—A bill to be entitled An act relating to livestock; amending s. 588.13(3) and (4), Florida Statutes, including apparently neglected animals found on public roads within provisions relating to impoundment of livestock and expanding the

definition of "public road"; amending ss. 588.16 and 588.17(1), Florida Statutes, including county animal control centers within provisions relating to impoundment and disposition of certain livestock; amending s. 588.19, Florida Statutes, providing for disposition of certain impounded livestock; amending ss. 588.21 and 588.22, Florida Statutes, including animal control centers within provisions relating to duties with respect to impounded animals; repealing ss. 707.01-707.17, Florida Statutes, relating to estrays; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

By Senator Glisson—

SB 862—A bill to be entitled An act relating to retirement; amending s. 121.051(1) and (2)(a), Florida Statutes, to provide that after June 30, 1977, the compulsory participation requirements of said section shall not be construed to require participation in the Florida Retirement System by a member of an existing system who returns to employment following a break in service, provided such member leaves his contributions on deposit with the existing system; reopening the Florida Retirement System to members of certain existing retirement systems and extending survivor benefits for members transferring from the Teachers' Retirement System of Florida to the Florida Retirement System; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senators Henderson and Graham—

SB 863—A bill to be entitled An act relating to tax exemption; amending ss. 196.031(1) and (2) and 196.041, Florida Statutes; providing that members of certain homes for the aged shall be entitled to homestead exemption with respect to the unit or apartment they occupy; creating s. 196.1977, Florida Statutes, and repealing s. 196.1975, Florida Statutes, 1976 Supplement; revising provisions relating to determination of ad valorem tax exemption of property of homes for the aged; creating s. 196.1978, Florida Statutes; providing that portions of real property and tangible personal property of a nonprofit home for the aged used for religious or medical purposes shall be exempt from ad valorem taxation; repealing s. 196.1976, Florida Statutes, 1976 Supplement, relating to nonseverability of certain provisions; providing an effective date.

—was read the first time by title and referred to the Committees on Finance, Taxation and Claims; and Appropriations.

By Senators Glisson and Dunn—

SB 864—A bill to be entitled An act relating to the Department of Offender Rehabilitation; amending section 947.175, Florida Statutes; providing for notice to local criminal justice agencies upon the release of an inmate on a work release program; providing an effective date.

—was read the first time by title and referred to the Committee on Corrections, Probation and Parole.

By the Committee on Judiciary-Criminal and Senators Johnston, Holloway, and Williamson—

SB 865—A bill to be entitled An act relating to security of communications; amending s. 934.03(2)(d), Florida Statutes; providing for lawful interception of communications with prior consent of one or more parties to the communication; amending s. 934.07, Florida Statutes; providing for the Attorney General to apply for a judicial order approving interception of communications; revising the list of offenses to which interception must relate; amending s. 934.08(3), (5), Florida Statutes; providing for the disclosure and use of lawfully intercepted communications in any proceeding in any state court; prescribing the uses of lawfully intercepted communication not relating to offenses specified in the order of authorization or approval and relating to offenses not specified in an order or approval; amending s. 934.09(4), (8), and (9), Florida Statutes; providing for certain persons to be directed to furnish information, facilities, and technical assistance relating to a lawful interception of communications; excluding grand jury proceedings from requirements for notice before disclosure of intercepted communications and from provisions authorizing an aggrieved per-

son to move to suppress intercepted communications; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Governmental Operations.

By Senator Scarborough—

SB 866—A bill to be entitled An act relating to parole and probation; amending s. 945.30, Florida Statutes, 1976 Supplement, requiring the Department of Offender Rehabilitation to provide a monthly payment for supervision or rehabilitation of parolees or probationers; providing procedures therefor; requiring entities receiving such payments to report certain information to the department monthly; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committees on Corrections, Probation and Parole; and Appropriations.

By Senator Jon Thomas—

SB 867—A bill to be entitled An act relating to Broward County; amending section 6 of chapter 27438, Laws of Florida, 1951, as amended, relating to the North Broward Hospital District, to authorize and empower the board of commissioners of said district to establish, construct, operate, and maintain such hospital or hospitals, such supportive facility or facilities, including offices for physicians and other medically related personnel, entities, and activities, and such facilities for limited care and treatment as in the opinion of said board of commissioners shall be necessary for the needs and use of the people of said district; declaring the same to be used for the preservation of the public health and for the public good and for the use of the public of said district; declaring and finding the same to be a public purpose; authorizing the board of commissioners to determine and fix the location and the terms, conditions, and consideration for the use of such hospitals, supportive facility or facilities, and facilities for limited care and treatment; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Vogt and Wilson—

SB 868—A bill to be entitled An act relating to Seminole County; amending ss. 1(1)(a), 3, 11, and 16 of chapter 70-942, Laws of Florida, removing the requirement that the sheriff be a member of the civil service board for deputy sheriffs and employees of the sheriff's department; providing that the sheriff shall appoint a member of the board; including persons holding the rank of major or above within the unclassified service portion of the civil service system; providing for the appointment of persons to the position of major or above; providing that suspensions of employees by the sheriff may be with pay; restricting the authority of the board to investigate only these suspensions which are without pay; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Graham, MacKay and Peterson—

SB 869—A bill to be entitled An act relating to education; creating ss. 239.90-239.97, Florida Statutes, providing for the creation of the Florida Student Financial Assistance Commission to administer the comprehensive program of student grants, scholarships, loans, and loan guarantees authorized by law for eligible citizens; providing for the membership, terms, payment, powers and duties of the commission; providing for the programs and activities of the commission; providing for the funding of the commission and programs administered by the commission; providing for the location of the commission; providing for the financial and legal requirements of the commission; exempting the commission from the provisions of the Administrative Procedure Act; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Governmental Operations.



By Senator Wilson—

SB 870—A bill to be entitled An act relating to regulation by the Florida Public Service Commission; repealing ss. 366.06(4) and 364.05(4), Florida Statutes, which provisions allow the commission, in rate increase proceedings brought by a public utility or telephone or telegraph company, to withhold consent to the operation of all or any portion of a new rate schedule for up to 8 months from the date of filing the new schedule; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Commerce.

By Senators MacKay, Zinkil, Winn, Glisson and Skinner—

SB 871—A bill to be entitled An act relating to motor vehicle insurance; amending ss. 624.404, 624.411, 624.418, 624.424, 627.062, 627.072, 627.331, 627.733, 627.735, and 627.737, Florida Statutes, and ss. 627.7375 and 324.051, Florida Statutes, 1976 Supplement; creating ss. 627.0651, 627.066, 627.342, 627.7371, 627.7376, Florida Statutes; providing that stocks and bonds held by insurers applying for initial certification shall be appraised at market value; providing that the Department of Insurance may require insurers to deposit securities valued up to \$1 million within the state; providing for the deletion of the exemption for companies with \$5 million or more surplus as to policyholders; providing insurers shall furnish certified audited financial statements; providing a procedure for making of rates for motor vehicle insurance; providing a procedure to prohibit excess profits of motor vehicle insurers; providing a uniform classification system for motor vehicle insurance; providing that personal injury protection coverage is mandatory; providing that motor vehicle liability coverage is optional; prohibiting recovery of pain and suffering and other non-monetary damages in motor vehicle tort claims; providing for recovery of reasonable attorneys' fees in cases of motor vehicle tort claims and providing a procedure for determining the amount of those fees; prohibiting certain compensation and prescribing penalties; providing subpoena power to the Department of Insurance; mandating insurers to reduce certain rates for motor vehicle insurance; providing an implementation schedule; repealing s. 627.082, Florida Statutes; relating to basis of approval or disapproval of filing of motor vehicle insurance; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Graham—

SB 872—A bill to be entitled An act relating to federal grants; creating s. 402.121, Florida Statutes; providing that federal grants under the Intermediate Care Facilities program be used only to supplement state funds and not to supplant state funds; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Appropriations.

By Senator Graham—

SB 873—A bill to be entitled An act relating to state agencies rendering direct client services to the public; requiring citizen evaluation forms to be made available to clients of such agencies; requiring state employees rendering such services to be conspicuously identifiable by name; requiring the information from citizen evaluation forms to be considered in evaluating performance of state employees; authorizing the Division of Personnel of the Department of Administration to adopt necessary rules; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Appropriations.

By Senator Henderson—

SB 874—A bill to be entitled An act relating to emergency medical services; adding s. 401.33(3), Florida Statutes; exempting nongovernmentally funded ambulance services from rules promulgated pursuant to the provisions of s. 401.35(4), Florida Statutes, relating to vehicle design and construction; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Commerce.

By Senator Henderson—

SB 875—A bill to be entitled An act relating to the Health Facilities Authorities Law; amending s. 154.205(9), Florida Statutes; redefining, for purposes of such law, "local agency" to include municipalities as well as counties, thereby authorizing each municipality to create a health facilities authority under that law; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services; and Economic, Community and Consumer Affairs.

By Senator Henderson—

SB 876—A bill to be entitled An act relating to county government; amending s. 125.66(6)(a), Florida Statutes, 1976 Supplement; authorizing the board of county commissioners to adopt ordinances rezoning private real property comprising less than 5 percent of the total land area of the county immediately upon the conclusion of the required public hearing; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

By Senator Tobiasen—

SB 877—A bill to be entitled An act relating to licensing of professions by administrative boards; repealing s. 455.015, Florida Statutes, relating to the licensing of persons who have been licensed in other countries and continuing education programs for applicants who have been licensed in other countries; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Governmental Operations.

By Senator Scarborough—

SB 878—A bill to be entitled An act relating to regulation of public utilities; amending ss. 366.02 and 366.04(2), Florida Statutes, and ss. 366.056 and 366.11(1), Florida Statutes, 1976 Supplement; defining municipal electric and gas utilities as "public utilities" subject to the general jurisdiction of the Florida Public Service Commission; providing for payments by municipal electric utilities to the Florida Public Service Regulatory Trust Fund; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce; Governmental Operations; and Finance, Taxation and Claims.

By Senator Scarborough—

SB 879—A bill to be entitled An act relating to the Department of Offender Rehabilitation; amending s. 945.30, Florida Statutes, 1976 Supplement, providing for a \$30 monthly contribution toward the cost of supervision and rehabilitation; providing an effective date.

—was read the first time by title and referred to the Committees on Corrections, Probation and Parole; and Finance, Taxation and Claims.

By Senator Wilson—

SB 880—A bill to be entitled An act relating to coroner's juries; amending ss. 936.04, 936.19, and 936.21, Florida Statutes, to provide that coroner's juries be composed of six good and lawful electors; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil; Health and Rehabilitative Services; and Governmental Operations.

By Senator Lewis—

SB 881—A bill to be entitled An act relating to motor vehicle license plates; amending s. 320.0841, Florida Statutes; increasing the number of free automobile license plates given to members of the Seminole and Miccosukee Indian Tribes; providing that the Department of Highway Safety and Motor Vehicles may grant a 10 percent increase in the number of free plates given over the preceding year's allocation upon

justification by certification of need by the tribal councils; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Appropriations.

By Senator Graham—

**SB 882**—A bill to be entitled An act relating to driver licenses; adding s. 322.01(16), Florida Statutes, 1976 Supplement; amending ss. 322.121(1), 322.21(1)(c), Florida Statutes; creating s. 322.122, Florida Statutes; defining "safe drivers"; providing renewal procedures and fees for renewal for safe drivers; exempting safe drivers from reexamination; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation; Commerce; and Finance, Taxation and Claims.

By Senator Henderson—

**SB 883**—A bill to be entitled An act relating to the John and Mable Ringling Museum of Art; creating s. 265.261, Florida Statutes; authorizing the Board of Trustees of the John and Mable Ringling Museum of Art to permit the use of property, facilities, and personal services at the museum by a direct-support organization under certain conditions; providing that these organizations be subject to annual audit; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Gorman—

**SB 884**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 218.35(2), Florida Statutes; requiring the clerk of the circuit court to prepare and file by July 1 of each year his budget with the board of county commissioners; prescribing the contents of and procedure for filing the budget; prescribing procedure for evaluation of the budget by the board of county commissioners or the budget commission in the county; requiring compliance with this act by both offices of the office of the clerk of the circuit court if the office has been subdivided pursuant to s. 16, Art. V of the State Constitution; prescribing procedure for appeal of the budget decision to the Administration Commission of the Department of Administration; requiring the inclusion of the approved budget of the clerk of the circuit court in the county budget; requiring the appropriation of the reserve for contingencies upon written request of the clerk of the circuit court; prescribing procedure for requesting additional funds without which the clerk would be unable to perform his duties; providing for application to the Administration Commission for appropriation of additional funds; providing for monthly payment of the total amount budgeted for the office; requiring that the clerk's budget be considered approved and be binding as submitted if the board of county commissioners does not act upon the clerk's proposed budget by October 1 of each year; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations; and Finance, Taxation and Claims.

By Senators Jon Thomas and Ware—

**SB 885**—A bill to be entitled An act relating to agreements to provide care for life or for a term of years; repealing ss. 651.01-651.12, Florida Statutes, relating to such agreements; creating ss. 651.20-651.44, Florida Statutes; providing for regulation of such agreements and persons offering such agreements; providing definitions; providing for administration by the Department of Insurance; providing rule-making authority; requiring a certificate of authority for any person to engage in the business of providing continuing care; prescribing information to be filed with the department with an application for a certificate of authority; requiring annual statements; providing requirements for provisional certificates of authority, including feasibility studies; prescribing fees for applications for and renewal of certificates of authority, investigations, and provisional certificates; providing for renewal of certificate; requiring a designated net worth and financial reserves to be maintained; providing for use of reserves for certain investment purposes; requiring property other than money or securities

given as payment for a continuing care contract to be converted into money; providing an exception; requiring assets and records to be maintained in the state unless the department consents to removal; requiring certain provisions in continuing care agreements; providing a right to rescind; providing that no person living in a continuing care facility may be dismissed without just cause; providing a refund to certain dismissed or discharged persons; providing that statutory protection under chapter 651, Florida Statutes, may not be waived; providing that continuing care agreements are preferred claims in liquidation proceedings; providing for organizations composed of persons living in continuing care facilities; providing for quarterly meetings between members and the governing body of the facility; requiring such facilities to make certain records public and to post certain information; requiring disclosure before entering a continuing care agreement; requiring that all advertisements with respect to continuing care agreements to be approved by the department; providing penalties for violation of advertising regulations; directing the department to periodically inspect continuing care facilities and audit records; providing for public requests for such inspections and audits; providing for correction of deficiencies and administrative fines; providing for the department to take possession of the property of a continuing care provider and conduct the business thereof under certain conditions; providing for the department to be appointed a receiver with power to liquidate assets in certain cases; creating an advisory council to the department; providing criminal penalties; providing for injunctive relief; authorizing a civil action for damages and reasonable attorney's fees; adding s. 400.071(5), Florida Statutes, 1976 Supplement; requiring an applicant for a license for a nursing facility who offers continuing care agreements to show proof of a certificate of authority under chapter 651, Florida Statutes; adding s. 400.411(3), Florida Statutes; requiring an applicant for a license to operate an adult congregate living facility who offers continuing care contracts to show proof of a certificate of authority under chapter 651, Florida Statutes; providing severability; providing a saving clause; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Commerce, and Appropriations.

By the Committee on Judiciary-Criminal and Senators Dunn and Williamson—

**SB 886**—A bill to be entitled An act relating to evidence; amending ss. 90.201(1), 90.505(1)(a), 90.507, 90.610(1), 90.803(5), and 90.803(18)(e), Florida Statutes, 1976 Supplement; providing standards for judicial notice; providing for the recognition of privileged communications with practitioners of Christian Science; providing for waiver of the privilege against disclosure of confidential matters when made without a reasonable expectation of privacy; providing for the impeachment of a witness by evidence of prior criminal convictions; providing standards for hearsay exceptions; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Judiciary-Civil.

By Senator Dunn—

**SB 887**—A bill to be entitled An act relating to monopolistic and restrictive economic practices; enacting the Florida Anti-trust Act; creating ss. 542.15-542.37, 542.39, Florida Statutes; providing that "trade or commerce" means any type of economic activity involving any tangible or intangible property or any kind of activity performed in whole or in part for financial gain; providing exemptions; providing that contracts, combinations, and conspiracies in restraint of trade or commerce are illegal; prohibiting monopolizing, attempts to monopolize, combining or conspiring to monopolize, exclusive dealing and tying arrangements, and certain mergers; providing penalties; providing actions for treble damages; providing reasonable attorney's fees; providing injunctive relief; providing for consent judgments; providing liability for acts of officers, directors, representatives, agents, etc.; providing for forfeiture of charter rights and privileges to do business; providing for dissolution of business entity; providing for judgment in favor of state as prima facie evidence against the defendant in a private civil action against such defendant; requiring notification to the Attorney General and State Attorney of commencement of a civil action; providing a statute of limitations; prescribing venue; providing enforcement authority; providing for a civil

investigative demand; providing duties of public officers; providing rules of construction; renumbering s. 542.12, Florida Statutes, as s. 542.38, Florida Statutes, and amending said section to delete an obsolete provision; repealing ss. 542.01-542.11, Florida Statutes, which relate to combinations restricting trade or commerce; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Judiciary-Civil, and Judiciary-Criminal.

By Senator Dunn—

SB 888—A bill to be entitled An act relating to state attorneys; amending s. 27.35, Florida Statutes; providing for salaries of state attorneys; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Appropriations.

By Senator Glisson—

SB 889—A bill to be entitled An act relating to county courts; amending ss. 34.021 and 34.024, Florida Statutes, to provide for uniform statewide qualifications and salaries of county court judges; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Appropriations.

By Senator Graham—

SB 890—A bill to be entitled An act relating to the state Career Service System; amending s. 110.022(1)(d), Florida Statutes, 1976 Supplement; requiring the Department of Administration to include geographic pay differentials in the state pay plan for career service employees; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; Governmental Operations; and Appropriations.

By Senator Hair—

SB 891—A bill to be entitled An act relating to insurance; amending s. 627.458(1), Florida Statutes, to permit a maximum policy loan rate of 8 percent; providing that present policies shall not be affected; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Lewis—

SB 892—A bill to be entitled An act relating to the award of the costs of litigation, attorney's fees, and expert witness fees; adding s. 120.68(15), Florida Statutes, 1976 Supplement; amending s. 120.69(7), Florida Statutes; providing that in any action brought under said sections, a court may award costs, reasonable attorney's fees, and expert witness fees to the prevailing party; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Governmental Operations.

By Senators Lewis, Johnston and Don Childers—

SB 893—A bill to be entitled An act relating to public schools; creating s. 231.142, Florida Statutes; requiring the State Board of Education to adopt rules authorizing a school board to appoint school volunteers to provide instructional services in their fields of specialty or to assist instructional staff members in the classroom; providing that a teacher's certificate is not required for appointment as a volunteer; requiring a school volunteer to attend the district school board training program for teacher aides and other such personnel; granting a volunteer the same protection of laws as accorded a certificated teacher; providing an effective date.

—was read the first time by title and referred to the Committees on Education and Appropriations.

By Senator Lewis—

SB 894—A bill to be entitled An act relating to funeral directors and embalmers; creating s. 470.105, Florida Statutes;

defining continuing education and providing that the State Board of Funeral Directors and Embalmers shall establish by rule a program for continuing education; providing that beginning July 1, 1980, proof of continuing education must be shown for license renewal; providing exemptions; adding paragraph (f) to s. 470.08(1), Florida Statutes, 1976 Supplement, to require examination of an applicant for license as an embalmer by the Conference of Funeral Service Examining Boards; amending s. 470.35, Florida Statutes, to provide for an initial license fee of \$100 for applicants qualified by reciprocal agreement; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Myers—

SB 895—A bill to be entitled An act relating to alcoholism prevention, control, and treatment; creating ss. 396.191, 396.192, 396.193, 396.194, 396.195, 396.196, and 396.197, Florida Statutes; providing for licensing of all alcoholic treatment resources by the Department of Health and Rehabilitative Services; providing procedures for licensure; providing for expiration, renewal, refusal, suspension, revocation, and reinstatement of licenses; providing for injunction for operation of a treatment resource without license; providing for right of entry and inspection by the Department of Health and Rehabilitative Services; requiring the department to adopt rules setting standards for the operation of a treatment resource; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Governmental Operations, and Appropriations.

By Senator Plante—

SB 896—A bill to be entitled An act relating to instructional materials for education; amending s. 233.14(3), Florida Statutes; requiring specimen copies of all printed instructional materials receiving bids or proposals be delivered to each member of the State Instructional Council; requiring one specimen of all other instructional materials receiving bids or proposals to be divided among the council members; amending s. 233.25(2), Florida Statutes; providing for the loan of copies of instructional materials or descriptions and representative selections therefrom by publishers and manufacturers or their representatives to districts participating in evaluations in quantities to be determined by the Department of Education; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senators Plante and Gorman—

SB 897—A bill to be entitled An act relating to cultural affairs; creating s. 15.045, Florida Statutes; designating an official Florida Symphony; amending s. 241.401, Florida Statutes; renaming the Florida State Symphony at Florida State University as the Florida State Training Orchestra; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Plante—

SB 898—A bill to be entitled An act relating to the district school system; amending s. 233.07(1)(b), Florida Statutes, requiring the Commissioner of Education to recommend the number of instructional materials for adoption in the public schools in the state; amending s. 233.09(4)(f), Florida Statutes, requiring each publisher to loan copies of instructional materials to districts as determined by the Department of Education; amending s. 233.14, Florida Statutes, requiring that bids or proposals be deposited with the Department of Education; providing that a bid or proposal shall state the lowest wholesale price at the time the adoption period begins; providing for specimen copies of printed instructional materials and other instructional materials; amending ss. 233.15 and 233.16, Florida Statutes, increasing the amount of deposit to be made by each publisher with the department; providing that bids or proposals shall be opened annually; prohibiting the increase of bids after filing; authorizing an increase in the contract price under certain circumstances; authorizing a publisher to substitute



revised editions of instructional materials; deleting provisions requiring publishers to post bond; requiring deposits forfeited to be placed in the appropriation for instructional materials; providing for cancellation of a contract; amending s. 233.17, Florida Statutes, providing for a 5-year adoption period of instructional materials; amending s. 233.18, Florida Statutes, requiring one copy of each adopted textbook to be deposited with the department; amending s. 233.25, Florida Statutes, requiring written evidence of learner verification; deleting provision relating to supplementary material developed at the district or state level; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

By Senator Renick—

**SB 899**—A bill to be entitled An act relating to interior designers; creating ss. 467.50-467.58, Florida Statutes; creating the Florida State Board of Interior Designers within the Department of Agriculture and Consumer Services; defining membership, duties, powers, and responsibilities of the board; providing definitions; requiring examination and licensing of interior designers; providing for denial, suspension, and revocation of such license; providing license fees; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Governmental Operations, and Appropriations.

By Senator Renick—

**SB 900**—A bill to be entitled An act relating to public health; adding s. 381.272(7), Florida Statutes; allowing the use of individual sewage disposal facilities under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Natural Resources and Conservation, and Commerce.

By Senator Renick—

**SB 901**—A bill to be entitled An act relating to the admissions tax; amending s. 212.02(16), Florida Statutes, 1976 Supplement; redefining the term "admissions" to exclude certain charges for admission; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce; and Finance, Taxation and Claims.

By Senator Trask—

**SB 902**—A bill to be entitled An act relating to cosmetology; amending s. 477.20(1) and (3), Florida Statutes, to authorize the State Board of Cosmetology to establish its main office at a place other than Tallahassee; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Governmental Operations.

By Senators Scarborough and Hair—

**SB 903**—A bill to be entitled An act relating to uniform traffic control; creating s. 316.1967, Florida Statutes; providing that the owner of a vehicle is liable for payment of parking ticket violations unless the vehicle was stolen or otherwise in the control of another person at the time of the violation; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senator Williamson—

**SB 904**—A bill to be entitled An act relating to charitable organizations; adding a paragraph to s. 496.04(1), Florida Statutes, to exempt little league baseball organizations from the registration provisions of chapter 496; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Winn—

**SB 905**—A bill to be entitled An act relating to adoption; adding new paragraphs (b) and (c) to s. 63.112(1), Florida Statutes, providing that the names and dates of birth of the natural parents and any siblings of a person to be adopted shall be included in the petition for adoption; amending s. 63.162(4), Florida Statutes, prohibiting disclosure of such information except under specified circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

By Senators Dunn and Pat Thomas—

**SB 906**—A bill to be entitled An act relating to the offense of trespass in a structure or conveyance; amending s. 810.08(1), Florida Statutes, 1976 Supplement; clarifying the definition of such offense; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

By Senator Dunn—

**SB 907**—A bill to be entitled An act relating to the judiciary; creating s. 43.42, Florida Statutes; creating the Office of Court Management to provide administrative services and assistance to the state court system, state attorneys and public defenders; providing for the establishment and maintenance of a system for managing the business affairs of the judicial branch of state government; requiring preparation of budgets by each court or official; providing that the Office of Court Management combine budgets of the courts of this state; providing that this section be supplemental to chapter 27, Florida Statutes; providing for an Administrative Management Committee to advise the Chief Justice; providing for membership; providing reimbursement for necessary travel; consolidating the office of the state courts administrator and the Judicial Administrative Commission; repealing s. 43.16, Florida Statutes, relating to the Judicial Administrative Commission; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil, Governmental Operations, and Appropriations.

By Senators Graham, Firestone, Gordon, Myers, Poston, Holloway, Winn and Renick—

**SB 908**—A bill to be entitled An act relating to the quality of drinking water; providing an appropriation to Florida International University to establish a Drinking Water Quality Research Center and Consortium for the development of necessary hardware, techniques, and training to provide quality drinking water to the residents of Florida; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation, Education, and Appropriations.

By Senator Scott—

**SB 909**—A bill to be entitled An act relating to insurance; requiring the insurer to exercise reasonable care to protect the interest of the insured; providing a remedy for failure to use such care; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Lewis, Johnston and Don Childers—

**SCR 910**—A concurrent resolution recognizing and honoring school volunteers, urging the Governor to set aside the second week of February as School Volunteer Appreciation Week, and encouraging the citizens of Florida to urge the United States Congress to adopt House Joint Resolution 1036 so that school volunteers may be recognized and honored across the nation.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By the Committee on Judiciary-Criminal and Senators McClain, Johnston, Williamson and Holloway—

**SB 911**—A bill to be entitled An act relating to juvenile justice; amending ss. 39.001-39.02, 39.04-39.12, 39.14, 39.19, Florida Statutes; amending s. 39.03, Florida Statutes, 1976 Supplement; changing nomenclature; clarifying ambiguities; providing automatic waiver in certain cases; providing authority to file informations in certain cases; creating ss. 39.031, 39.032, and 39.21, Florida Statutes; providing authority to fingerprint and photograph certain juveniles and to use such data for identification purposes; providing certain persons authority to inspect and use juvenile records; providing alternative powers of disposition; providing procedures for medical, psychiatric, and psychological examination and treatment in the absence or refusal of parental consent; providing rights to counsel, jury trial, rights against self-incrimination, and fundamentally fair hearings; requiring parents or legal custodians to be subpoenaed to attend delinquency disposition hearings and permitting parental comment at such hearings; providing a community control program to include a penalty appropriate to offense and a rehabilitative program in lieu of probation; transferring and amending s. 959.115, Florida Statutes; providing alternative dispositions for juveniles tried as adults; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal, Health and Rehabilitative Services, and Appropriations.

By Senators Winn, Zinkil, and Jon Thomas—

**SB 912**—A bill to be entitled An act relating to mental health; amending s. 394.469(3), Florida Statutes; authorizing law enforcement officers to assist in rehospitalizing involuntary patients on convalescent status; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Commerce.

\*Introduced by request of Administrative Procedures Committee

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 247 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Brown and J. Lewis—

**HB 247**—A bill to be entitled An act relating to the Blind Services Program; amending ss. 413.011-413.013, 413.021(3) and (4), 413.031(1)(a) and (5), 413.041, 413.051, 413.062-413.069, 413.07(2), (3), and (4), 413.08(1)(b), (2), (4)(c), and (5), 413.091, 121.051(6)(b), and 215.311, all Florida Statutes, and s. 413.034(1), Florida Statutes, 1976 Supplement, conforming terminology to chapter 75-48, Laws of Florida, which transferred the Blind Services Program from the Bureau of Blind Services of the Division of Vocational Rehabilitation of the Department of Health and Rehabilitative Services to the Department of Education; creating the Office of Blind Services within the department; requiring the office to cooperate with the Division of the Blind and Physically Handicapped of the Library of Congress; creating the Advisory Council for the Blind and for membership and duties thereof; providing a term of office for the third appointive member of the Council for the Purchase of Products and Services of the Blind or Other Severely Handicapped; deleting provisions requiring blind individuals to pay for identification cards; including certain organizations in exemptions; requiring the office of Blind Services to make certain Florida Statutes available to the blind; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations, Education and Appropriations.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 558 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Richmond—

**HB 558**—A bill to be entitled An act relating to jurors; amending s. 40.01, Florida Statutes, by adding a new subsection (7) providing for the exemption from grand and petit jury duty by persons who have attained the age of 65 years; amending s. 40.27, Florida Statutes; providing a fine not to exceed \$50 for each failure of a duly summoned juror to appear without sufficient excuse; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Civil.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed HB 631 and HB 1114 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Moffitt and others—

**HB 631**—A bill to be entitled An act relating to compensation for court appointed attorneys; amending s. 925.035, Florida Statutes, 1976 Supplement, authorizing the reimbursement of expenses for certain court appointed attorneys representing insolvent clients; requiring such attorneys to file a sworn statement of their expenses and the amount of their fees including a justification for such fees; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Appropriations.

By Representatives Haben and Gustafson—

**HB 1114**—A bill to be entitled An act relating to witnesses; amending s. 914.04, Florida Statutes, relating to immunity of witnesses from the use of compelled testimony; providing a procedure for the granting of immunity by circuit courts before certain courts of this state, the grand jury, or the state attorney; permitting prosecutions against such witnesses under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary-Criminal.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has adopted HM 567 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Smith and others—

**HM 567**—A memorial to the Congress of the United States, urging Congress to adopt legislation relating to the compensation of victims of crime.

—was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed HB 1494 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Health & Rehabilitative Services and Representative Gordon—

**HB 1494**—A bill to be entitled An act relating to the Home Health Services Act; amending s. 400.504, Florida Statutes, 1976 Supplement, providing that certain home health agencies shall not be denied a license solely on the basis of not having received a statement of need; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 217 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Brown and Forbes—

**HB 217**—A bill to be entitled An act relating to insurance; amending s. 628.401(1), Florida Statutes, authorizing a domestic stock or mutual insurer to pay interest not to exceed 10 percent simple interest per annum upon money borrowed for certain business purposes; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1049 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Finance & Taxation—

**HB 1049**—A bill to be entitled An act relating to intangible taxation; amending s. 199.042(2), Florida Statutes, and s. 199.052(7)(a) and (c), Florida Statutes, 1976 Supplement, clarifying the reference to liens upon real property referred to therein and including the county comptroller for purposes of recording tax instruments; providing a time limitation on the time for paying intangible taxes under certain circumstances; providing certain exemptions; providing a penalty when the proper tax has not been paid on certain instruments within a certain time period; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce; and Finance, Taxation and Claims.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed—

<b>HB 1047</b>	<b>HB 1405</b>	<b>HB 246</b>
<b>HB 939</b>	<b>CS for HB 182</b>	

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Finance & Taxation—

**HB 1047**—A bill to be entitled An act relating to estate taxes; amending s. 198.22, Florida Statutes, eliminating the \$1 fee charged by the Department of Revenue for a tax waiver releasing any or all of the property of an estate; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By the Committee on Transportation—

**HB 1405**—A bill to be entitled An act relating to road construction contracts; amending s. 337.141, Florida Statutes, relating to payment of contracts, including an agreement by a contractor's surety for release of payment in required documents to be submitted to the final estimate engineer; providing a definition; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Representatives Brown and J. Lewis—

**HB 246**—A bill to be entitled An act relating to blind services; adding paragraph (e) to s. 20.15(3), Florida Statutes,

and amending subsection (26); creating the Division of Blind Services within the Department of Education and providing for its duties and organization; directing that changes in terminology in the Florida Statutes be made; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Governmental Operations.

By the Committee on Tourism & Economic Development and J. W. Lewis—

**HB 939**—A bill to be entitled An act relating to sanitarians; amending s. 491.06, Florida Statutes, relating to the qualifications for registration as a sanitarian; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Governmental Operations.

By the Committee on Commerce and Representatives Nuckolls and Hutto—

**CS for HB 182**—A bill to be entitled An act relating to insurance; amending s. 627.351(6), Florida Statutes, 1976 Supplement; providing that the risk against flood loss to buildings and contents, and personal property in buildings in or below first floor level located in special flood hazard zones designated by the U.S. Department of Housing and Urban Development remain insured under the National Flood Insurance Program under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 20 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Young—

**HB 20**—A bill to be entitled An act relating to the Department of Education; creating s. 229.841, Florida Statutes, requiring the department to develop a plan and procedure for adoption of the metric system in public school education by 1980; authorizing local school boards to implement the plan in their discretion; providing an effective date.

—was read the first time by title and referred to the Committee on Education.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 25 and HB 451 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Martin—

**HB 25**—A bill to be entitled An act relating to state retirement systems; adding paragraph (f) to s. 121.011(3), Florida Statutes; prohibiting the reversal of certain decisions with respect to state-supported retirement systems by succeeding administrators when such reversal will adversely affect the rights, benefits or service credit of a member; providing exceptions; providing legislative intent; providing an effective date.

—was read the first time by title and referred to the Committee on Personnel, Retirement and Collective Bargaining.

By the Committee on Tourism & Economic Development—

**HB 451**—A bill to be entitled An act relating to the Department of Commerce; adding subsections (22) and (23) to s.

288.03, Florida Statutes, 1976 Supplement, and adding paragraphs (k) and (l) to s. 288.34(1), Florida Statutes; specifying authority of the Division of Economic Development and the Division of Tourism of the Department of Commerce to pay certain foreign travel expenses of state officers and employees and other authorized persons, and to pay certain travel expenses of such persons when traveling with business prospects of the state, with travel writers, or in connection with trade shows and other specified types of travel; exempting such

expenditures from certain provisions of s. 112.061, Florida Statutes, 1976 Supplement; providing an effective date.

—was read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

The Senate adjourned at 8:45 a.m. to convene at 8:30 a.m. April 22, 1977 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m.